

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

COMPREHENSIVE HEALTH CARE	)	
SYSTEMS OF THE PALM BEACHES,	)	
INC., a Florida Corporation, individually	)	
and as the representative of a class of	)	
similarly-situated persons,	)	CLASS ACTION
	)	
Plaintiffs,	)	No. 16-CV-2183
	)	
v.	)	Judge John R. Adams
	)	
VITAMINERALS VM/ORTHOPEDICS,	)	Magistrate Judge Kathleen B.
LTD.,	)	Burke
	)	
Defendants.	)	
	)	
	)	

**PARTIES' STIPULATION OF DISMISSAL WITH PREJUDICE**

Plaintiff, Comprehensive Health Care Systems of the Palm Beaches, Inc. (“Plaintiff”), and Defendant Vitaminerals VM/Orthopedics, Ltd. (“Defendant”), by undersigned counsel, pursuant to Fed. R. Civ. P. 41(a)(1)(ii), hereby stipulate to dismissal of the above matter in its entirety and further state:

1. On March 31, 2017, Plaintiff's and Defendant's counsel participated in a telephone conference with the Court and informed the Court that they had agreed to settle the case. Doc. 64.
2. On the same day, the Court ordered counsel to file their stipulated notice of dismissal by May 1, 2017. Doc. 64.
3. On May 3, 2017, Plaintiff moved to extend the time to file the stipulated notice of dismissal to May 31, 2017 in order to finalize the parties'

settlement agreement. Doc. 65. The Court granted Plaintiff's motion on May 8, 2017, extending the time to file the parties' stipulation of dismissal to May 31, 2017. (No Doc. # provided).

4. The parties have agreed to settle the matter individually in accordance with a now finalized settlement agreement.

WHEREFORE, pursuant to Fed. R. Civ. P. 41(A)(1)(ii), Plaintiff and Defendant, through undersigned counsel, hereby stipulate to dismissal of this action in its entirety, *with prejudice*.

Dated: May 31, 2017

Respectfully submitted,

/s/ David M. Oppenheim

/s/ Alfred E. Schrader

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*Attorneys for Plaintiff Comprehensive  
Health Care Systems of the Palm  
Beaches, Inc.*

*Attorney for Defendant Vitaminerals  
VM/Orthopedics, Ltd.*

**CERTIFICATE OF SERVICE**

I hereby certify that on May 31, 2017 I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system, upon which filing all parties of record were served.

/s/ David M. Oppenheim